



REPLY TO
ATTENTION OF

**DEPARTMENT OF THE ARMY
BALTIMORE DISTRICT, U.S. ARMY CORPS OF ENGINEERS
P.O. BOX 1715
BALTIMORE, MD 21203-1715**

May 23, 2008

CENAB-OP-NN

SUBJECT: Maintenance Dredging, Herring Bay & Rockhold Creek, Anne Arundel County, Maryland

PUBLIC NOTICE CENAB-OP-NN-08-05

TO WHOM IT MAY CONCERN:

Pursuant to Sections 313 and 404 of the Clean Water Act of 1977 (33 USC 1323 and 1344) NOTICE IS HEREBY GIVEN THAT pending availability of funds the Baltimore District, U.S. Army Corps of Engineers proposes to perform maintenance dredging of the Federal navigation channel in Herring Bay & Rockhold Creek, Anne Arundel County, Maryland.

The proposed work consists of dredging the channel to the authorized dimensions of 60 feet wide and 7 feet deep, mean lower low water (MLLW), plus 1 foot of allowable overdepth, for the channel length of about 7,300 feet (Map 1). The dredging will include advanced maintenance dredging to a depth of 9 feet MLLW, plus 1 foot of allowable over depth, and a width of 100 feet in a 500-foot long section of the channel in the vicinity of the breakwaters, to extend the time until future maintenance dredging is needed. This advance maintenance was performed when the channel was last dredged in 2002. Due to the inaccuracies in dredging, some material may be removed beyond the allowable over depth. However, it is typically a negligible amount. Approximately 40,000 cubic yards of material consisting primarily of sand, silt, mud, shell and combinations thereof, are to be dredged and placed in an existing diked upland placement site (Map 2).

A review of data generated for preparation of the environmental documentation, including a preliminary 404(b) (1) evaluation, indicates that no significant environmental impacts are expected and that preparation of an Environmental Impact Statement is not warranted. National Environmental Policy Act (NEPA) documentation addressing the environmental issues of the dredging and disposal operation is being prepared. The proposed maintenance dredging complies with and will be conducted in a manner consistent with the approved Maryland Coastal Zone Management Program. The proposed project will also comply with the Endangered Species Act and provisions of the Magnuson-Stevens Fishery Conservation and Management Act, as amended, and as such, will not have any adverse affect on endangered species or essential fish habitat for Federally managed species.

Maintenance of the project is being coordinated with the following Federal, State and local agencies: U.S. Environmental Protection Agency; U.S. Department of Interior, Fish and Wildlife Service; U.S. Department of Commerce, National Marine Fisheries Service; Maryland Department of Natural Resources; Maryland Department of the Environment; Maryland Historical Trust; Anne Arundel County, Maryland.

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The decision whether to accomplish the work proposed in this public notice will be based on an evaluation of the probable impact of the proposed work on the public interest. The decision will reflect the national concern for the protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, aesthetics, fish and wildlife values, general environmental concerns, economics, historic values, navigation, energy needs, recreation, safety, water quality, food production, and in general, the needs and welfare of the people. The work will not be accomplished unless it is found to be in the public interest.

Designation of the proposed placement site for dredged material associated with this Federal project shall be made through the application of guidelines promulgated by the Administrator, Environmental Protection Agency, in conjunction with the Secretary of the Army. If these guidelines alone prohibit the designation of the proposed placement site, any potential impairment to the maintenance of navigation including any economic impact on navigation and anchorage which would result from the failure to use the placement site will also be considered.

Any person who has an interest which may be affected by the placement of this dredged material may request a public hearing or provide comments in writing. The request must be submitted in writing to the District Engineer, U.S. Army Corps of Engineers, Baltimore District, P.O. Box 1715, Baltimore, Maryland 21203-1715, within 30 days of the date of this notice and must clearly set forth the interest which may be affected and the manner in which the interest may be affected by this activity. The environmental documentation for this project is anticipated to be an Environmental Assessment and a Finding of No Significant Impact, which will be available upon request.

Please communicate the foregoing information regarding the proposed work to any persons known by you to be interested and whom not being known to this office, do not receive a copy of this notice.

The U.S. Army Corps of Engineers, Baltimore District, has applied for Water Quality Certification from the State of Maryland. Any comments relating to water quality concerns should also be forwarded to the Maryland Department of the Environment, Standards and Certification, Montgomery Park Business Center, 1800 Washington Boulevard, Suite 430, Baltimore, Maryland, 21230 within 30 days of the date of this notice. Please contact Ms. Heather Batchelder at (410) 962-3687, if there are any questions regarding this matter.

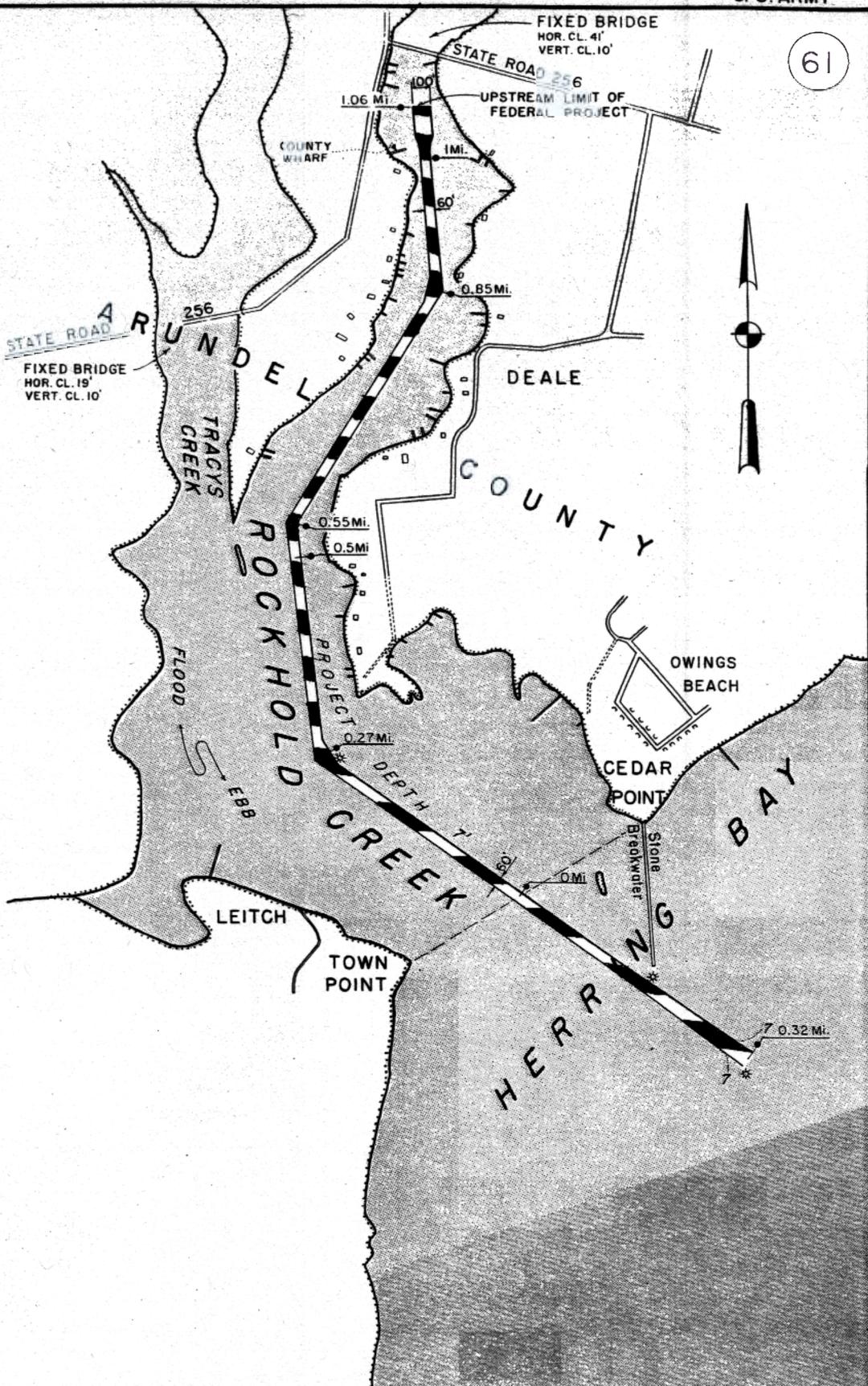


Donald P. Snyder

for Acting Chief, Operations Division

Enclosures

ANNE
NUTWELL



PROJECT DEPTH 7'

Area to be Dredged 

SOUNDINGS ARE IN FEET
DATUM PLANE IS LOCAL M.L.W.

Map 1

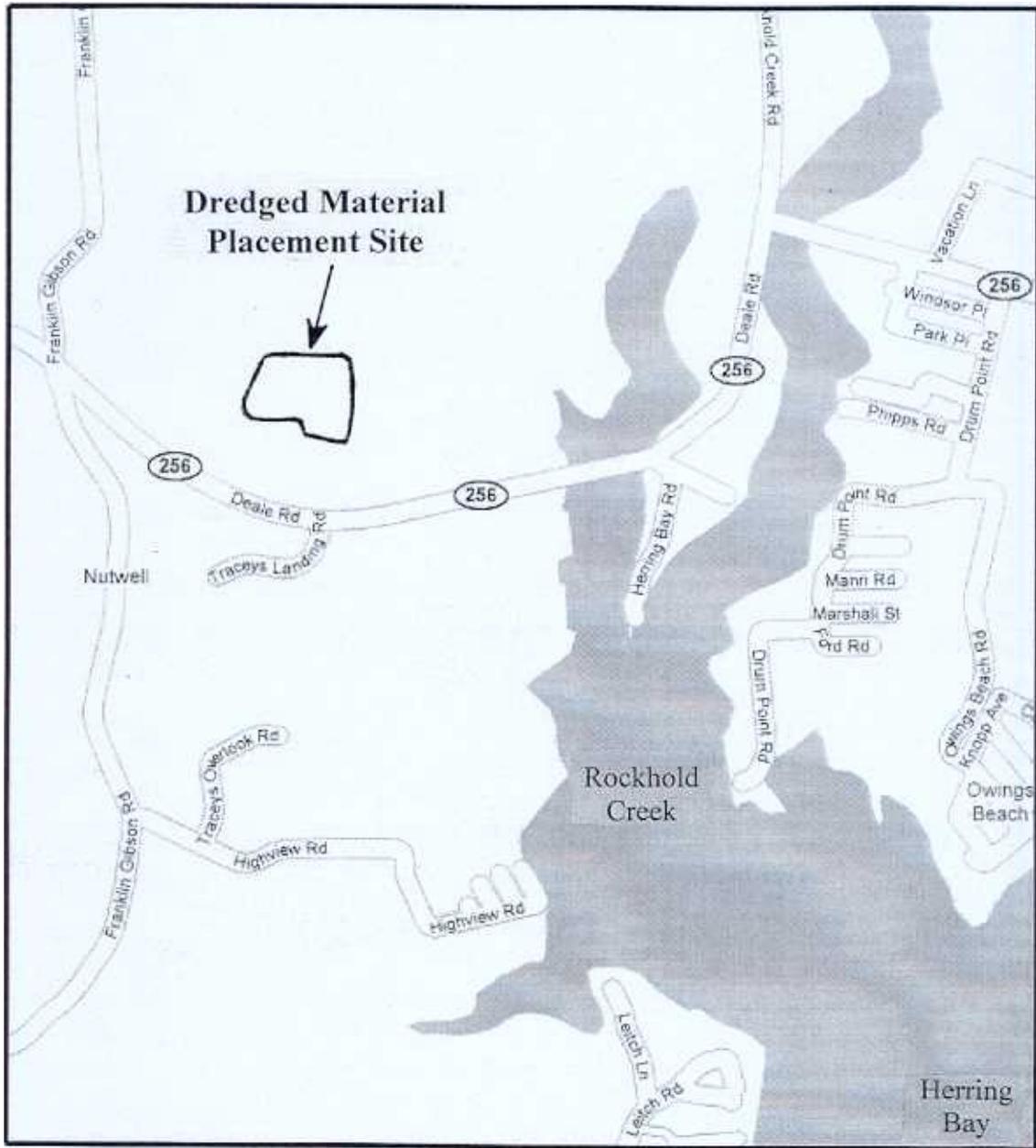
HERRING BAY AND ROCKHOLD CREEK, MD.

REVISED: SEPTEMBER 1985

SCALE OF FEET



BALTIMORE DISTRICT OFFICE BALTIMORE MD.



Map 2